

FILED  
IN CLERKS OFFICE

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

2004 SEP 30 A 11:33

ELV ASSOCIATES, INC.,

Plaintiff,

v.

PARK OFFICE PROPERTIES II, LLC,

Defendant.

U.S. DISTRICT COURT  
DISTRICT OF MASS.

Civil Action No. 04-10930-RGS


**STIPULATION OF DISMISSAL WITH PREJUDICE**

Pursuant to Rule 41(a)(1)(ii) of the Massachusetts Rules of Civil Procedure, plaintiff ELV Associates, Inc. and defendant Park Office Properties II, LLC hereby stipulate and agree that this action be dismissed with prejudice and without costs or attorneys' fees awarded to any party, and with all rights of appeal being waived.

Respectfully submitted,

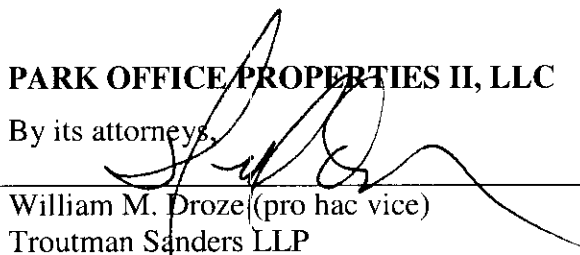
**ELV ASSOCIATES, INC.**

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Dated: September 30, 2004